

STATEMENT OF PURPOSE

RS23375

Idaho Code provides that when a defendant is found guilty of any crime resulting in economic loss to a victim, the court shall order the defendant to make restitution unless it finds that such an order would be inappropriate or undesirable. This order may later be recorded as a judgment and the victim may execute on the judgment in the same manner as any other civil judgment. However, crime victims are generally not represented by an attorney, and they may not realize that the lien arising from a judgment must be renewed every five years, or that the judgment must be executed upon within five years, unless the court grants a motion to extend that time. This bill would enable victims of crime to fully recognize their constitutional right to restitution for the harm that has been done to them by extending the five year limitation to twenty years for victims who are seeking to recover on a judgment for restitution arising from a defendant's conviction.

FISCAL NOTE

None.

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